

PART 68—DOCUMENTATION OF VESSELS PURSUANT TO EXTRAORDINARY LEGISLATIVE GRANTS

Subpart 68.01—Regulations Implementing Provisions for 46 U.S.C. App. 883-1

Sec.

- 68.01-1 Definitions for the purposes of this subpart.
- 68.01-3 Requirements for citizenship under 46 U.S.C. App. 883-1.
- 68.01-5 Qualification as an 883-1 corporation.
- 68.01-7 Qualification as a parent or subsidiary.
- 68.01-9 Cessation of qualification.
- 68.01-11 Privileges conferred—documentation of vessel.
- 68.01-13 Privileges conferred—operation of vessels.
- 68.01-15 Restrictions.
- 68.01-17 Application by an 883-1 corporation to document a vessel.

APPENDIX A TO SUBPART 68.01—OATH FOR QUALIFICATION OF CORPORATION AS A CITIZEN OF THE UNITED STATES UNDER THE ACT OF SEPT. 2, 1958 (46 U.S.C. 883-1)

APPENDIX B TO SUBPART 68.01—OATH OF PARENT OR SUBSIDIARY CORPORATION ACT OF SEPT. 2, 1958 (46 U.S.C. 883-1)

Subpart 68.03—[Reserved for Regulation, as Necessary, of Vessels Documented Under the Act of Aug. 9, 1954]

Subpart 68.05—Documentation of Certain Vessels for Oil Spill Cleanup

- 68.05-1 Purpose and scope.
- 68.05-3 Definitions for purposes of this subpart.
- 68.05-5 Citizenship requirements for limited coastwise endorsement.
- 68.05-7 Vessel eligibility requirements for limited coastwise endorsement.
- 68.05-9 Privileges of a limited coastwise endorsement.
- 68.05-11 Application to document a vessel under this subpart.
- 68.05-13 Cessation of qualifications.

APPENDIX A TO SUBPART 68.05—OATH FOR QUALIFICATION OF A NOT-FOR-PROFIT OIL SPILL RESPONSE COOPERATIVE

APPENDIX B TO SUBPART 68.05—OATH FOR DOCUMENTATION OF VESSELS FOR USE BY A NOT-FOR-PROFIT OIL SPILL RESPONSE COOPERATIVE

AUTHORITY: 46 U.S.C. 2103; 49 CFR 1.46. Subpart 68.01 also issued under 46 U.S.C. App. 876; subpart 68.05 also issued under 46 U.S.C. 12106(d).

SOURCE: CGD 80-107, 47 FR 27511, June 24, 1982, unless otherwise noted.

Subpart 68.01—Regulations Implementing Provisions for 46 U.S.C. App. 883-1

§ 68.01-1 Definitions for the purposes of this subpart.

Act means the Act of September 2, 1958 (46 U.S.C. App. 883-1).

883-1 citizen or *883-1 corporation* means a corporation which qualifies for the special citizenship status created by the Act of September 2, 1958 (46 U.S.C. App. 883-1).

Parent corporation means one incorporated under the laws of the United States, or any state, territory, or district of the United States, which controls (directly or indirectly) at least 50 percent of the voting stock of another corporation.

Subsidiary corporation means one incorporated under the laws of the United States, or any state, territory, or district of the United States, which has not less than 50 percent of its voting stock controlled (directly or indirectly) by another corporation.

[CGD 80-107, 47 FR 27511, June 24, 1982, as amended by CGD 95-028, 62 FR 51203, Sept. 30, 1997]

§ 68.01-3 Requirements for citizenship under 46 U.S.C. App. 883-1.

A corporation seeking to establish its citizenship under the Act of September 2, 1958 (46 U.S.C. App. 883-1) must meet the following criteria as specified in the Act:

(a) It must be incorporated under the laws of the United States, or any state, territory, district, or possession of the United States;

(b) A majority of the officers and directors of the corporation must be citizens of the United States;

(c) Not less than 90 percent of the employees of the corporation must be residents of the United States;

(d) Such corporation must be engaged primarily in a manufacturing or mineral industry in the United States or any territory, district, or possession of the United States;

(e) The aggregate book value of the vessels owned by the corporation must not exceed 10 percent of the aggregate book value of the assets of the corporation; and